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11
12 **UNITED STATES DISTRICT COURT**

13 **DISTRICT OF NEVADA**

14 ISNEY ECHAVARRIA-PEREZ, individually,
15
16 Plaintiff,

17 vs.

18 MICHAEL SOMMERS, individually;
19 ASSURED AUDIT PEST PREVENTION, LLC,
20 an Arizona limited liability company;
21 ASSURED AUDIT PEST PREVENTION
22 CORPORATION, a California corporation;
23 DOE DRIVER, individually; MAXWAY
24 FREIGHT, LLC, a Utah Limited Liability
25 Company; MAXWAY, INC., a Utah
26 Corporation; DOES I through X, and ROE
27 BUSINESS ENTITIES, XI through XX,
28 inclusive,

Defendants.

MAXWAY, INC., a Utah Corporation,

Cross-Claimant,

v.

29 MICHAEL SOMMERS, individually;
30 ASSURED AUDIT PEST PREVENTION, LLC,
31 an Arizona limited liability company;
32 ASSURED AUDIT PEST PREVENTION
33 COPORATION, a California corporation; DOES
34 XX through XXV, and ROE BUSIENSS
35 ENTITIES XXVI through XXX, inclusive,

CASE NO.: 2:25-cv-00063-EJY

STIPULATION AND ORDER TO
DISMISS MAXWAY FREIGHT, LLC,
ONLY, WITH PREJUDICE

Cross-Defendants.

IT IS HEREBY STIPULATED by and between Defendant, MAXWAY FREIGHT, LLC, through its counsel of record, PAUL A. ACKER, ESQ., of the law offices of RESNICK & LOUIS, P.C.; Plaintiff, ISNEY ECHAVARRIA-PEREZ, through his counsel of record, GINA M. CORENA, ESQ. and MARK ROUSE, ESQ., of the law offices of GINA CORENA & ASSOCIATES that all of Plaintiff, ISNEY ECHAVARRIA-PEREZ's claims arising out of the February 18, 2024, incident as asserted in the Complaint in Case No. 2:25-cv-00063-EJY be dismissed against Defendant, MAXWAY FREIGHT, LLC, only, with prejudice in their entirety.

It Is Further Stipulated that each of the parties will bear their own attorneys' fees and costs.

This Stipulation and Order has no effect upon Plaintiff's claims against any other Defendant.

DATED this 29th day of May, 2025.

DATED this 29th day of May, 2025.

RESNICK & LOUIS, P.C.

GINA CORENA & ASSOCIATES

/s/ Paul A. Acker

/s/ Mark A. Rouse

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Isney Echavarria-Perez*

Isney Echavarria-Perez v. Michael Sommers, et al.
Case No.: 2:25-CV-00063-EJY

ORDER

IT IS ORDERED that the claims of Plaintiff, ISNEY ECHAVARRIA-PEREZ, arising out of the February 18, 2024, incident as asserted in the Complaint in Case No. 2:25-cv-00063-EJY be dismissed against Defendant, MAXWAY FREIGHT, LLC, only with prejudice in their entirety.

IT IS FURTHER ORDERED that each of the parties shall bear their own attorneys' fees and costs.

IT IS FURTHER ORDERED that this Order has no effect upon Plaintiff's claims against any other Defendant.

IT IS SO ORDERED.


UNITED STATES MAGISTRATE JUDGE

Dated: May 29, 2025

Respectfully submitted by:
RESNICK & LOUIS, P.C.

/s/ Paul A. Acker
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